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Commissioner for Patents

Attention: Examiner Robert G. Santos

Fax Number: 703-872-9306

From: Marcus G. Theodore, Registered Patent Attorney

Number of Pages (including cover): 3

RE: Second Communication Infant Reflux Mattress Suspense System and Bed

- ( ) For Your Information                      (xx) Pursuant to Your Request  
( ) For Review and Comment                  ( ) For Approval  
( ) Urgent                                      ( ) Original Will Follow By Mail  
(xx) Other: Re-sent per Examiner's Request

Note: \_\_\_\_\_

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JAN 21 2005

## IN THE UNITED STATES PATENT OFFICE

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Serial No. 10/633,377	:	
Filed: 8/4/2003	:	
Invention: Infant Reflux Mattress Suspense	:	Art Unit 2632
System and Bed	:	
Inventor: Smart	:	
Examiner: Santos, Robert G.	:	

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## SECOND COMMUNICATION

Commissioner of Patents

Washington, D.C. 20231

Dear Sir:

Applicant acknowledges the telephonic conference with the examiner on January 12, 2005 to discuss his review Examiner's revisions regarding APPLICANT's proposed amendment pursuant to 37 CFR 1.312. Applicant concurs with the Reviewing Examiner's suggestion that the following claim language better describes applicant's invention and distinguishes the references of record:

In the Claims:

Please amend Claim 1 to read:

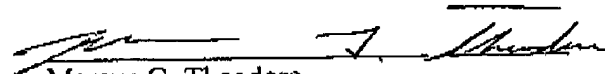
1. (four times amended) An infant reflux mattress suspense system comprising:
  - a. mattress securing structure means affixed to an elevated end of an infant mattress and extending around and along each side of a reclining infant,
  - b. side posts attached to the mattress securing structure on both sides of the infant proximate its chest and extending from the mattress surface sufficiently on either side of the chest of the suspended infant to prevent it from turning laterally, and
  - c. a suspension strap attached to the side posts of sufficient length and width extending downwardly between the posts toward the ~~lowered~~ end of the mattress opposite said elevated end to pass between an infant's legs to support it from the crotch between the side posts, such that the side posts

and suspension strap allow infant movement during sleep, but prevent the infant from disengaging and falling down the inclined mattress.

#### REMARKS

Applicant appreciates the Examiner's courtesy in extending a telephonic interview to discuss a proposed amendment under 37 CFR 1.312 and concurs with the Examiner's suggested revisions of Claim 1 to more particularly point out applicant's invention and distinguish the references of record, without undue restrictions, and therefore claims 1 through 21, as amended should now be allowed.

Dated this 12<sup>th</sup> day of January 2005.

  
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#### CERTIFICATE OF MAILING

I certify that I telefacsimile copied a true and correct copy of the foregoing Communication to Commissioner of Patents, attn: Examiner Robert G. Santos to his fax number 703-746-3768 this 12<sup>th</sup> day of January 2005.

